

AMENDED IN ASSEMBLY APRIL 28, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 1987

Introduced by Assembly Member Aroner

February 17, 1998

An act to add ~~Section 1531.4~~ *Sections 1531.4, 1568.074, and 1569.6991* to the Health and Safety Code, relating to community *and residential* care facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1987, as amended, Aroner. Community *and residential* care facilities: security window bars.

Existing law provides for the *licensure and* regulation of community care facilities, ~~and requires the State Fire Marshal to establish fire and panic safety standards and criteria for these facilities~~ *residential care facilities for persons with chronic life-threatening illness, and residential care facilities for the elderly. Under existing law, violation of any of these provisions is punishable as a misdemeanor.*

This bill would require any community care facility, *residential care facility for persons with chronic life-threatening illness, and residential care facility for the elderly* that has security window bars on all windows to any sleeping room to install security window bars that meet all applicable state and local requirements with respect to safety release mechanisms on those security window bars. ~~Since a violation of this provision would be a misdemeanor, thus imposing~~ *the provisions applicable to community and*

residential care facilities is a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1531.4 is added to the Health and
2 Safety Code, to read:

3 1531.4. In addition to any other requirements of this
4 chapter, any community care facility that has security
5 window bars on all windows to any sleeping room shall
6 install security window bars that meet all applicable state
7 and local requirements with respect to safety release
8 mechanisms on those security window bars.

9 SEC. 2. *Section 1568.074 is added to the Health and*
10 *Safety Code, to read:*

11 1568.074. *In addition to any other requirements of this*
12 *chapter, any residential care facility that has security*
13 *window bars on all windows to any sleeping room shall*
14 *install security window bars that meet all applicable state*
15 *and local requirements with respect to safety release*
16 *mechanisms on those security window bars.*

17 SEC. 3. *Section 1569.6991 is added to the Health and*
18 *Safety Code, to read:*

19 1569.6991. *In addition to any other requirements of*
20 *this chapter, any residential care facility for the elderly*
21 *that has security window bars on all windows to any*
22 *sleeping room shall install security window bars that meet*
23 *all applicable state and local requirements with respect*
24 *to safety release mechanisms on those security window*
25 *bars.*

26 SEC. 4. No reimbursement is required by this act
27 pursuant to Section 6 of Article XIII B of the California



1 Constitution because the only costs that may be incurred
2 by a local agency or school district will be incurred
3 because this act creates a new crime or infraction,
4 eliminates a crime or infraction, or changes the penalty
5 for a crime or infraction, within the meaning of Section
6 17556 of the Government Code, or changes the definition
7 of a crime within the meaning of Section 6 of Article
8 XIII B of the California Constitution.

9 Notwithstanding Section 17580 of the Government
10 Code, unless otherwise specified, the provisions of this act
11 shall become operative on the same date that the act
12 takes effect pursuant to the California Constitution.

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